

**ELECTION OF LOW-INCOME HOUSING CREDIT RATE**

Development Name: \_\_\_\_\_

Development Location: \_\_\_\_\_

THDA ID Number: \_\_\_\_\_

Section 42(b)(1)(A) of the Internal Revenue Code of 1986, as amended, allows a building to which Section 42(h)(4)(B) applies to elect the Housing Credit percentage in effect during either: (1) the month in which the building is placed in service; or (2) the month in which the tax-exempt obligations are issued [Section 42(b)(1)(A)(ii)(II)].

In order to elect the Housing Credit percentage in effect during the month in which the tax-exempt obligations are issued, the applicant must:

- (1) complete, execute, and date this 2020 Election of Low-Income Housing Credit Rate;
- (2) have this 2020 Election of Low-Income Housing Credit Rate; properly notarized; and
- (3) submit this completed, executed, dated, and properly notarized 2020 Election of Low-Income Housing Credit Rate; to THDA so that this Election of Low-Income Housing Credit Rate **IS RECEIVED BY THDA NO LATER THAN THE FIFTH CALENDAR DAY OF THE MONTH AFTER THE MONTH IN WHICH THE TAX-EXEMPT OBLIGATIONS WERE ISSUED.**

The applicant must retain a copy of this 2020 Election of Low-Income Housing Credit Rate; for its records and file an additional copy with its IRS Form(s) 8609 for the first taxable year with regard to which Low-Income Housing Credit is claimed.

This 2020 Election of Low-Income Housing Credit Rate; is to be completed and returned ONLY if the applicant elects the tax credit percentage in effect during the month in which the tax-exempt obligations are issued. If this 2020 Election of Low-Income Housing Credit Rate; not completed and returned in accordance with the instructions above, the Housing Credit percentage in effect during the month in which the building is placed in service will be used.

**THIS ELECTION IS IRREVOCABLE.**

[signature on next page]

Pursuant to Section 42(b)(1)(A)(ii)(II) of the Internal Revenue Code of 1986, as amended, the applicant hereby elects to use the tax credit percentage in effect for the month in which the tax-exempt obligations were issued. The tax-exempt obligations were issued in the month of [\_\_\_\_\_] in 2020.

OWNERSHIP ENTITY: \_\_\_\_\_

By: \_\_\_\_\_  
(signature)

\_\_\_\_\_  
(print or type name)

\_\_\_\_\_  
(title)

\_\_\_\_\_  
(date)

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STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )

Before me, \_\_\_\_\_, a Notary Public of the state and county mentioned, personally appeared \_\_\_\_\_, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged herself/himself to be a/the \_\_\_\_\_ of \_\_\_\_\_, the within named applicant, and that she/he, as such \_\_\_\_\_, executed the foregoing instrument for the purpose therein contained, by signing the name of the \_\_\_\_\_ by herself/himself as \_\_\_\_\_.

Witness my hand and seal, at office, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ [year].

\_\_\_\_\_

Notary Public

[ SEAL ]

My Commission Expires: \_\_\_\_\_